

## DECLARATION AND POWER OF ATTORNEY

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Country	Application Number	Date of Filing	Priority Claimed Under 35 U.S.C.
AUG 31 2000			<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
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Full Name of First Inventor Scott J. Wolf	Inventor's Signature	Date
Residence 2501 Irving Avenue South, Minneapolis, MN 55405		Citizenship U.S.A.
Post Office Address Same as above		

Listing of Inventors Continued on Pages 2 and 3 hereof.  Yes  No

July 1999

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P.

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Post Office Address Same as above		
Full Name of Thirteenth Inventor Eun Bo Shim	Inventor's Signature	Date
Residence Jim Pyung Dong Daewoo, Apt. 106-705, Kumi, Kyungbuk, Republic of Korea	Citizenship Republic of Korea	
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Full Name of Second Inventor Greg R. Furnish	Inventor's Signature	Date
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Full Name of Fourth Inventor David Y. Phelps	Inventor's Signature	Date
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Full Name of Fifth Inventor Peter J. Wilk	Inventor's Signature	Date
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Post Office Address Same as above		
Full Name of Ninth Inventor Stephen Evans	Inventor's Signature	Date
Residence 22 Carlisle Road, Westford, MA 01886	Citizenship U.S.A.	
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I hereby appoint the following attorney and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P., Douglas B. Henderson, Reg. No. 20,291; Ford F. Farabow, Jr., Reg. No. 20,630; Arthur S. Garrett, Reg. No. 20,338; Donald R. Dunner, Reg. No. 19,073; Brian G. Brunsvold, Reg. No. 22,593; Tipton D. Jennings, IV, Reg. No. 20,645; Jerry D. Voight, Reg. No. 23,020; Laurence R. Heft, Reg. No. 20,827; Kenneth E. Payne, Reg. No. 23,098; Herbert H. Mintz, Reg. No. 26,691; C. Larry O'Rourke, Reg. No. 26,014; Albert J. Santorelli, Reg. No. 22,610; Michael C. Elmer, Reg. No. 25,857; Richard H. Smith, Reg. No. 20,609; Stephen L. Peterson, Reg. No. 26,325; John M. Romary, Reg. No. 26,331; Bruce C. Zotter, Reg. No. 27,680; Dennis P. O'Reilly, Reg. No. 27,932; Allen M. Sokal, Reg. No. 26,695; Robert D. Bajefsky, Reg. No. 25,387; Richard L. Stroup, Reg. No. 28,478; David W. Hill, Reg. No. 28,220; Thomas L. Irving, Reg. No. 28,619; Charles E. Lipsey, Reg. No. 28,165; Thomas W. Winland, Reg. No. 27,605; Basil J. Lewis, Reg. No. 28,818; Martin I. Fuchs, Reg. No. 28,508; E. Robert Yoches, Reg. No. 30,120; Barry W. Graham, Reg. No. 29,924; Susan Haberman Griffen, Reg. No. 30,907; Richard B. Racine, Reg. No. 30,415; Thomas H. Jenkins, Reg. No. 30,857; Robert E. Converse, Jr., Reg. No. 27,432; Clair X. Mullen, Jr., Reg. No. 20,348; Christopher P. Foley, Reg. No. 31,354; John C. Paul, Reg. No. 30,413; Roger D. Taylor, Reg. No. 28,992; David M. Kelly, Reg. No. 30,953; Kenneth J. Meyers, Reg. No. 25,146; Carol P. Einaudi, Reg. No. 32,220; Walter Y. Boyd, Jr., Reg. No. 31,738; Steven M. Anzalone, Reg. No. 32,095; Jean B. Fordis, Reg. No. 32,984; Barbara C. McCurdy, Reg. No. 32,120; James K. Hammond, Reg. No. 31,964; Richard V. Burgujian, Reg. No. 31,744; J. Michael Jakes, Reg. No. 32,824; Thomas W. Banks, Reg. No. 32,719; Christopher P. Isaac, Reg. No. 32,616; Bryan C. Diner, Reg. No. 32,409; M. Paul Barker, Reg. No. 32,013; Andrew Chantho Sonu, Reg. No. 33,457; David S. Forman, Reg. No. 33,694; Vincent P. Kovalick, Reg. No. 32,867; James W. Edmondson, Reg. No. 33,871; Michael R. McGurk, Reg. No. 32,045; Joann M. Neth, Reg. No. 36,363; Gerson S. Panitch, Reg. No. 33,751; Cheri M. Taylor, Reg. No. 33,216; Charles E. Van Horn, Reg. No. 40,266; Linda A. Wadler, Reg. No. 33,218; Jeffrey A. Berkowitz, Reg. No. 36,743; Michael R. Kelly, Reg. No. 33,921; and James B. Monroe, Reg. No. 33,971; and Leslie I. Bookoff, Reg. No. 38,084. Please address all correspondence to FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P. 1300 I Street, N.W., Washington, D.C. 20005, Telephone No. (202) 408-4000.

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Full Name of First Inventor Scott J. Wolf	Inventor's Signature	Date
Residence 2501 Irving Avenue South, Minneapolis, MN 55405		Citizenship U.S.A.
Post Office Address Same as above		

Listing of Inventors Continued on Pages 2 and 3 hereof.  Yes  No

July 1999

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P.

Full Name of Tenth Inventor Roger D. Kamm	Inventor's Signature	Date
Residence 31 Nonesuch Road, Weston, MA 02493	Citizenship U.S.A.	
Post Office Address Same as above		
Full Name of Eleventh Inventor Richard Renati	Inventor's Signature	Date
Residence 1069 Morse Street, San Jose, CA. 95126	Citizenship U.S.A.	
Post Office Address Same as above		
Full Name of Twelfth Inventor Gerald Melsky	Inventor's Signature	Date
Residence 2 Dewey Road, Lexington, MA 02420	Citizenship U.S.A.	
Post Office Address Same as above		
Full Name of Thirteenth Inventor Eun Bo Shim	Inventor's Signature	Date
Residence	Citizenship Republic of Korea	
Post Office Address 188 Shinpyung, Kyungbuk, 730-701 Republic of Korea		

## DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; I believe I am the original, first, and sole inventor (if only one name is listed below) or an original, first, and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: LEFT VENTRICULAR CONDUITS TO CORONARY ARTERIES AND METHODS FOR CORONARY BYPASS the specification of which  is attached and/or  was filed on March 24, 2000 as United States Application Serial No. 09/534,038 or PCT International Application No. \_\_\_\_\_ and was amended by Preliminary Amendment on June 19, 2000.

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Country	Application Number	Date of Filing	Priority Claimed Under 35 U.S.C.
			<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
			<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO

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Application Number	Date of Filing
AUG 31 2000 JC9	

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Full Name of First Inventor Scott J. Wolf	Inventor's Signature	Date
Residence 2501 Irving Avenue South, Minneapolis, MN 55405		Citizenship U.S.A.
Post Office Address Same as above		

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July 1999

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P.

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Full Name of Eleventh Inventor Richard Renati	Inventor's Signature	Date
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Listing of Inventors Continued on Pages 2 and 3 hereof.  Yes  No

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Full Name of Ninth Inventor Stephen Evans	Inventor's Signature	Date
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Post Office Address Same as above		

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PATENT	AUG 31 2000		<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
TRADEMARK SERVICE			<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO

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I hereby appoint the following attorney and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P., Douglas B. Henderson, Reg. No. 20,291; Ford F. Farabow, Jr., Reg. No. 20,630; Arthur S. Garrett, Reg. No. 20,338; Donald R. Dunner, Reg. No. 19,073; Brian G. Brunsvold, Reg. No. 22,593; Tipton D. Jennings, IV, Reg. No. 20,645; Jerry D. Voight, Reg. No. 23,020; Laurence R. Heftner, Reg. No. 20,827; Kenneth E. Payne, Reg. No. 23,098; Herbert H. Mintz, Reg. No. 26,691; C. Larry O'Rourke, Reg. No. 26,014; Albert J. Santorelli, Reg. No. 22,610; Michael C. Elmer, Reg. No. 25,857; Richard H. Smith, Reg. No. 20,609; Stephen L. Peterson, Reg. No. 26,325; John M. Romary, Reg. No. 26,331; Bruce C. Zotter, Reg. No. 27,680; Dennis P. O'Reilly, Reg. No. 27,932; Allen M. Sokal, Reg. No. 26,695; Robert D. Bajefsky, Reg. No. 25,387; Richard L. Stroup, Reg. No. 28,478; David W. Hill, Reg. No. 28,220; Thomas L. Irving, Reg. No. 28,619; Charles E. Lipsey, Reg. No. 28,165; Thomas W. Winland, Reg. No. 27,605; Basil J. Lewrls, Reg. No. 28,818; Martin I. Fuchs, Reg. No. 28,508; E. Robert Yoches, Reg. No. 30,120; Barry W. Graham, Reg. No. 29,924; Susan Haberman Griffen, Reg. No. 30,907; Richard B. Racine, Reg. No. 30,415; Thomas H. Jenkins, Reg. No. 30,857; Robert E. Converse, Jr., Reg. No. 27,432; Clair X. Mullen, Jr., Reg. No. 20,348; Christopher P. Foley, Reg. No. 31,354; John C. Paul, Reg. No. 30,413; Roger D. Taylor, Reg. No. 28,992; David M. Kelly, Reg. No. 30,953; Kenneth J. Meyers, Reg. No. 25,146; Carol P. Einaudi, Reg. No. 32,220; Walter Y. Boyd, Jr., Reg. No. 31,738; Steven M. Anzalone, Reg. No. 32,095; Jean B. Fordis, Reg. No. 32,984; Barbara C. McCurdy, Reg. No. 32,120; James K. Hammond, Reg. No. 31,964; Richard V. Burgujian, Reg. No. 31,744; J. Michael Jakes, Reg. No. 32,824; Thomas W. Banks, Reg. No. 32,719; Christopher P. Isaac, Reg. No. 32,616; Bryan C. Diner, Reg. No. 32,409; M. Paul Barker, Reg. No. 32,013; Andrew Chango Sonu, Reg. No. 33,457; David S. Forman, Reg. No. 33,694; Vincent P. Kovalick, Reg. No. 32,867; James W. Edmondson, Reg. No. 33,871; Michael R. McGurk, Reg. No. 32,045; Joann M. Neth, Reg. No. 36,363; Gerson S. Panitch, Reg. No. 33,751; Cheri M. Taylor, Reg. No. 33,216; Charles E. Van Horn, Reg. No. 40,266; Linda A. Wadler, Reg. No. 33,218; Jeffrey A. Berkowitz, Reg. No. 36,743; Michael R. Kelly, Reg. No. 33,921; and James B. Monroe, Reg. No. 33,971; and Leslie I. Bookoff, Reg. No. 38,084. Please address all correspondence to FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P. 1300 I Street, N.W., Washington, D.C. 20005, Telephone No. (202) 408-4000.

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Full Name of First Inventor Scott J. Wolf	Inventor's Signature	Date
Residence 2501 Irving Avenue South, Minneapolis, MN 55405		Citizenship U.S.A.
Post Office Address Same as above		

Listing of Inventors Continued on Pages 2 and 3 hereof.  Yes  No

July 1999

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P.

## DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; I believe I am the original, first, and sole inventor (if only one name is listed below) or an original, first, and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: LEFT VENTRICULAR CONDUITS TO CORONARY ARTERIES AND METHODS FOR CORONARY BYPASS the specification of which  is attached and/or  was filed on March 24, 2000 as United States Application Serial No. 09/534,038 or PCT International Application No. \_\_\_\_\_ and was amended by Preliminary Amendment on June 19, 2000.

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I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate or § 365(a) of any PCT international application(s) designating at least one country other than the United States, listed below and have also identified below, any foreign application(s) for patent or inventor's certificate, or any PCT International application(s) having a filing date before that of the application(s) of which priority is claimed:

Country	Application Number	Date of Filing	Priority Claimed Under 35 U.S.C.
AUG 31 2000			<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
			<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO

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Full Name of First Inventor Scott J. Wolf	Inventor's Signature	Date
Residence 2501 Irving Avenue South, Minneapolis, MN 55405		Citizenship U.S.A.
Post Office Address Same as above		

Listing of Inventors Continued on Pages 2 and 3 hereof.  Yes  No

July 1999

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Full Name of Tenth Inventor Roger D. Kamm	Inventor's Signature	Date
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Post Office Address Same as above		
Full Name of Twelfth Inventor Gerald Melsky	Inventor's Signature	Date
Residence 2 Dewey Road, Lexington, MA 02420		Citizenship U.S.A.
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Full Name of Thirteenth Inventor Eun Bo Shim	Inventor's Signature	Date
Residence		Citizenship Republic of Korea
Post Office Address 188 Shinpyung, Kyungbuk, 730-701 Republic of Korea		

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Residence 2501 Irving Avenue South, Minneapolis, MN 55405		Citizenship U.S.A.
Post Office Address Same as above		

Listing of Inventors Continued on Pages 2 and 3 hereof.  Yes  No

July 1999

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P.

Full Name of Tenth Inventor Roger D. Kamm	Inventor's Signature	Date
Residence 31 Nonesuch Road, Weston, MA 02493	Citizenship U.S.A.	
Post Office Address Same as above		
Full Name of Eleventh Inventor Richard Renati	Inventor's Signature	Date
Residence 1069 Morse Street, San Jose, CA. 95126	Citizenship U.S.A.	
Post Office Address Same as above		
Full Name of Twelfth Inventor Gerald Melsky	Inventor's Signature	Date
Residence 2 Dewey Road, Lexington, MA 02420	Citizenship U.S.A.	
Post Office Address Same as above		
Full Name of Thirteenth Inventor Eun Bo Shim	Inventor's Signature	Date
Residence	Citizenship Republic of Korea	
Post Office Address 188 Shinyeung, Kyungbuk, 730-701 Republic of Korea		

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I hereby appoint the following attorney and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P., Douglas B. Henderson, Reg. No. 20,291; Ford F. Farabow, Jr., Reg. No. 20,630; Arthur S. Garrett, Reg. No. 20,338; Donald R. Dunner, Reg. No. 19,073; Brian G. Brunsvold, Reg. No. 22,593; Tipton D. Jennings, IV, Reg. No. 20,645; Jerry D. Voight, Reg. No. 23,020; Laurence R. Heftel, Reg. No. 20,827; Kenneth E. Payne, Reg. No. 23,098; Herbert H. Mintz, Reg. No. 26,691; C. Larry O'Rourke, Reg. No. 26,014; Albert J. Santorelli, Reg. No. 22,610; Michael C. Elmer, Reg. No. 25,857; Richard H. Smith, Reg. No. 20,609; Stephen L. Peterson, Reg. No. 26,325; John M. Romary, Reg. No. 26,331; Bruce C. Zotter, Reg. No. 27,680; Dennis P. O'Reilly, Reg. No. 27,932; Allen M. Sokal, Reg. No. 26,695; Robert D. Bajefsky, Reg. No. 25,387; Richard L. Stroup, Reg. No. 28,478; David W. Hill, Reg. No. 28,220; Thomas L. Irving, Reg. No. 28,619; Charles E. Lipsey, Reg. No. 28,165; Thomas W. Winland, Reg. No. 27,605; Basil J. Lewris, Reg. No. 28,818; Martin I. Fuchs, Reg. No. 28,508; E. Robert Yoches, Reg. No. 30,120; Barry W. Graham, Reg. No. 29,924; Susan Haberman Griffen, Reg. No. 30,907; Richard B. Racine, Reg. No. 30,415; Thomas H. Jenkins, Reg. No. 30,857; Robert E. Converse, Jr., Reg. No. 27,432; Clair X. Mullen, Jr., Reg. No. 20,348; Christopher P. Foley, Reg. No. 31,354; John C. Paul, Reg. No. 30,413; Roger D. Taylor, Reg. No. 28,992; David M. Kelly, Reg. No. 30,953; Kenneth J. Meyers, Reg. No. 25,146; Carol P. Einaudi, Reg. No. 32,220; Walter Y. Boyd, Jr., Reg. No. 31,738; Steven M. Anzalone, Reg. No. 32,095; Jean B. Fordis, Reg. No. 32,984; Barbara C. McCurdy, Reg. No. 32,120; James K. Hammond, Reg. No. 31,964; Richard V. Burgujian, Reg. No. 31,744; J. Michael Jakes, Reg. No. 32,824; Thomas W. Banks, Reg. No. 32,719; Christopher P. Isaac, Reg. No. 32,616; Bryan C. Diner, Reg. No. 32,409; M. Paul Barker, Reg. No. 32,013; Andrew Chango Sonu, Reg. No. 33,457; David S. Forman, Reg. No. 33,694; Vincent P. Kovalick, Reg. No. 32,867; James W. Edmondson, Reg. No. 33,871; Michael R. McGurk, Reg. No. 32,045; Joann M. Neth, Reg. No. 36,363; Gerson S. Panitch, Reg. No. 33,751; Cheri M. Taylor, Reg. No. 33,216; Charles E. Van Horn, Reg. No. 40,266; Linda A. Wadler, Reg. No. 33,218; Jeffrey A. Berkowitz, Reg. No. 36,743; Michael R. Kelly, Reg. No. 33,921; and James B. Monroe, Reg. No. 33,971; and Leslie I. Bookoff, Reg. No. 38,084. Please address all correspondence to FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P. 1300 I Street, N.W., Washington, D.C. 20005, Telephone No. (202) 408-4000.

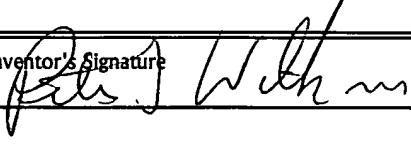
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

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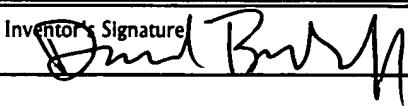
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Attorney's Docket No. 07883.0004-02

Serial or Patent No.: 09/534,038

Filed or Issued: March 24, 2000 and amended by Preliminary Amendment on June 19, 2000

For: LEFT VENTRICULAR CONDUITS TO CORONARY ARTERIES AND METHODS FOR CORONARY BYPASS

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS  
(37 CFR 1.9(f) and 1.27(c)) - SMALL BUSINESS CONCERN**

I hereby declare that I am

the owner of the small business concern identified below:  
 an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN: Percardia, Inc.

ADDRESS OF CONCERN: 20 Trafalgar Square, Suite 434, Nashua, NH 03063

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.801-805, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention, entitled

**LEFT VENTRICULAR CONDUITS TO CORONARY ARTERIES AND METHODS FOR CORONARY BYPASS**

by inventors Scott J. Wolf, Greg R. Furnish, Todd A. Hall, David Y. Phelps, Peter J. Wilk, Nancy C. Briefs, William Santamore, Daniel Burkhoff, Simon Furnish, Stephen Evans, Roger D. Kamm, Eun Bo Shim, Richard Renati, and Gerald Melsky described in

the specification filed herewith  
 Application Serial No. 09/534,038, filed March 24, 2000 and amended by Preliminary Amendment on June 19, 2000.  
 Patent No. \_\_\_\_\_, issued \_\_\_\_\_

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below\* and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e). \*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities (37 CFR 1.27).

NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_

[ ] INDIVIDUAL [ ] SMALL BUSINESS CONCERN [ ] NONPROFIT ORGANIZATION

NAME \_\_\_\_\_

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[ ] INDIVIDUAL [ ] SMALL BUSINESS CONCERN [ ] NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate (37 CFR 1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on

information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

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TITLE OF PERSON OTHER THAN OWNER President and CEO  
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SIGNATURE 

DATE 7/10/02